

AMENDED IN ASSEMBLY MARCH 14, 2016

CALIFORNIA LEGISLATURE—2015–16 REGULAR SESSION

## ASSEMBLY BILL

**No. 2524**

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**Introduced by Assembly Member Irwin**

February 19, 2016

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An act to amend Section ~~13013~~ 12525.2 of the *Government Code*, and to amend Sections 13010, 13010.5, 13012, 13012.6, 13013, 13014, 13023, and 13519.4 of the *Penal Code*, relating to criminal justice.

### LEGISLATIVE COUNSEL'S DIGEST

AB 2524, as amended, Irwin. ~~Criminal justice statistics: data set.~~ *OpenJustice Data Act of 2016.*

*Existing law requires the Department of Justice to collect certain criminal justice data from specified persons and agencies, and to present an annual report to the Governor containing the criminal statistics of the preceding calendar year, in addition to other reports, as specified. Existing law requires the department to prepare and distribute to all those persons and agencies cards, forms, or electronic means used in reporting data to the department.*

*This bill would instead require the department to make available to the public information relating to criminal statistics through the department's OpenJustice Web portal, to be updated at least once per quarter, and would limit the reporting format of the criminal justice data to electronic means. The bill would require the department to transition to digital collection of all data by January 1, 2018. The bill would also provide legislative findings and declarations relating to the OpenJustice Web portal.*

*This bill would make conforming changes to related provisions, concerning the interpretation and distribution of the criminal statistics,*

*the maintenance of a specified data set, reports issued by the Racial and Identity Profiling Advisory Board, and information about homicide, hate crimes, identity theft, and the juvenile justice system. The bill would also make technical, nonsubstantive changes to these provisions.*

*By requiring local agencies to use electronic means to submit specified information to the department, this bill would impose a state-mandated local program.*

*The California Constitution requires the state to reimburse local agencies and school districts for certain costs mandated by the state. Statutory provisions establish procedures for making that reimbursement.*

*This bill would provide that, if the Commission on State Mandates determines that the bill contains costs mandated by the state, reimbursement for those costs shall be made pursuant to these statutory provisions.*

~~Existing law requires the Department of Justice to collect specified criminal justice information from local law enforcement agencies and prepare an annual report presenting the collected data. Existing law also requires the department to maintain a data set, updated annually, relating to crimes reported, number of clearances, and clearance rates reported by local law enforcement agencies. Existing law requires that this data set be available through a prominently displayed hypertext link on the department's Internet Web site.~~

~~This bill would instead require that the data set be available through either the department's Internet Web site, as specified above, or the department's OpenJustice data portal.~~

Vote: majority. Appropriation: no. Fiscal committee: yes.  
State-mandated local program: ~~no~~-yes.

*The people of the State of California do enact as follows:*

- 1     SECTION 1. This act shall be known, and may be cited, as the
- 2     OpenJustice Data Act of 2016.
- 3     SEC. 2. The Legislature finds and declares all of the following:
- 4     (a) The advent of new technology and the growth of data
- 5     analytics have dramatically enhanced both the value and the
- 6     accessibility of information, providing new opportunities for the
- 7     public to engage with the government and benefit from information
- 8     possessed by the state.

1     ***(b) The rise in digitization of information has significantly***  
2 *increased the speed of communication while specifically improving*  
3 *the efficiency at which documents may be shared across public*  
4 *agencies.*

5     ***(c) The Department of Justice has traditionally maintained a***  
6 *centralized data repository for public safety information collected*  
7 *at the local level and submitted to the department for purposes of*  
8 *aggregation, analysis, and dissemination through an annual report,*  
9 *which is currently distributed as either a paper or static electronic*  
10 *annual report entitled Crime in California, as well as additional*  
11 *specialized crime reports.*

12     ***(d) In 2015, the Attorney General announced the launch of***  
13 *OpenJustice, a criminal justice Web portal that features both an*  
14 *interactive dashboard that provides data visualization with*  
15 *accompanying analysis and an open data portal that publishes*  
16 *raw data.*

17     ***(e) Reinventing the department's crime reports as an Internet***  
18 *Web site within the OpenJustice Web portal will enable the public*  
19 *to receive dynamic, customized information that will significantly*  
20 *strengthen trust, enhance government accountability, and support*  
21 *real-time public policy decisionmaking.*

22     ***(f) Despite the many advantages of digital data collection, only***  
23 *approximately 40 percent of local law enforcement agencies*  
24 *currently submit required data sets through electronic means,*  
25 *impeding the ability of the state to implement a uniform reporting*  
26 *structure through which information is made available to the public*  
27 *more frequently and more effectively.*

28     ***(g) There are significant public benefits in modernizing how***  
29 *public agencies engage with data and in encouraging the adoption*  
30 *of contemporary digital technologies to reduce the inefficiencies*  
31 *and environmental impacts of paper recordkeeping.*

32     ***(h) Requiring local agencies to submit information to the***  
33 *department through electronic means will streamline the collection*  
34 *of the information so that it may be more quickly and economically*  
35 *made available to the public through the OpenJustice Web portal.*

36     ***SEC. 3. Section 12525.2 of the Government Code is amended***  
37 *to read:*

38     ***12525.2. (a) Beginning January 1, 2017, each law enforcement***  
39 *agency shall annually furnish to the Department of Justice, in a*  
40 *manner defined and prescribed by the Attorney General, a report*

1 of all instances when a peace officer employed by that agency is  
2 involved in any of the following:

3 (1) An incident involving the shooting of a civilian by a peace  
4 officer.

5 (2) An incident involving the shooting of a peace officer by a  
6 civilian.

7 (3) An incident in which the use of force by a peace officer  
8 against a civilian results in serious bodily injury or death.

9 (4) An incident in which use of force by a civilian against a  
10 peace officer results in serious bodily injury or death.

11 (b) For each incident reported under subdivision (a), the  
12 information reported to the Department of Justice shall include,  
13 but not be limited to, all of the following:

14 (1) The gender, race, and age of each individual who was shot,  
15 injured, or killed.

16 (2) The date, time, and location of the incident.

17 (3) Whether the civilian was armed, and, if so, the type of  
18 weapon.

19 (4) The type of force used against the officer, the civilian, or  
20 both, including the types of weapons used.

21 (5) The number of officers involved in the incident.

22 (6) The number of civilians involved in the incident.

23 (7) A brief description regarding the circumstances surrounding  
24 the incident, which may include the nature of injuries to officers  
25 and civilians and perceptions on behavior or mental disorders.

26 (c) Each year, the Department of Justice shall include a summary  
27 of information contained in the reports received pursuant to  
28 subdivision (a) ~~in its annual crime report issued by the department~~  
29 *through the department's OpenJustice Web portal* pursuant to  
30 Section 13010 of the Penal Code. This information shall be  
31 classified according to the reporting law enforcement jurisdiction.  
32 In cases involving a peace officer who is injured or killed, the  
33 report shall list the officer's employing jurisdiction and the  
34 jurisdiction where the injury or death occurred, if they are not the  
35 same. This subdivision does not authorize the release to the public  
36 of the badge number or other unique identifying information of  
37 the peace officer involved.

38 (d) For purposes of this section, "serious bodily injury" means  
39 a bodily injury that involves a substantial risk of death,  
40 unconsciousness, protracted and obvious disfigurement, or

1 protracted loss or impairment of the function of a bodily member  
2 or organ.

3 *SEC. 4. Section 13010 of the Penal Code is amended to read:*

4 13010. It shall be the duty of the department:

5 (a) To collect data necessary for the work of the department  
6 from all persons and agencies mentioned in Section 13020 and  
7 from any other appropriate source.

8 (b) To prepare and distribute to all those persons and agencies,  
9 ~~cards, forms, or~~ electronic means used in reporting data to the  
10 department. The ~~cards, forms, or~~ electronic means may, in addition  
11 to other items, include items of information needed by federal  
12 bureaus or departments engaged in the development of national  
13 and uniform criminal statistics.

14 (c) To recommend the form and content of records ~~which that~~  
15 must be kept by those persons and agencies in order to ensure the  
16 correct reporting of data to the department.

17 (d) To instruct those persons and agencies in the installation,  
18 maintenance, and use of those records and in the reporting of data  
19 therefrom to the department.

20 (e) To process, tabulate, ~~analyze~~ *analyze*, and interpret the data  
21 collected from those persons and agencies.

22 (f) To supply, at their request, to federal bureaus or departments  
23 engaged in the collection of national criminal statistics data they  
24 need from this state.

25 (g) ~~To present to the Governor, on or before July 1st, an annual~~  
26 ~~report containing the~~ *To make available to the public, through the*  
27 *department's OpenJustice Web portal, information relating to*  
28 ~~criminal statistics of the preceding calendar year statistics, to be~~  
29 ~~updated at least once per quarter,~~ and to present at other times as  
30 the Attorney General may approve reports on special aspects of  
31 criminal statistics. A sufficient number of copies of ~~all reports a~~  
32 *downloadable summary of this information* shall be *annually*  
33 prepared to enable the Attorney General to send a copy to *the*  
34 *Governor and to* all public officials in the state dealing with  
35 criminals and to distribute them generally in channels where they  
36 will add to the public enlightenment.

37 (h) *To transition to digital collection of all data by January 1,*  
38 *2018, to* periodically review the requirements of units of  
39 government using criminal justice statistics, and to make  
40 recommendations for changes it deems necessary in the design of

1 criminal justice statistics systems, including new techniques of  
2 collection and processing made possible by automation.

3 *SEC. 5. Section 13010.5 of the Penal Code is amended to read:*

4 13010.5. (a) The department shall collect data pertaining to  
5 the juvenile justice system for criminal history and statistical  
6 purposes. This information shall serve to assist the ~~department~~  
7 *department, through its bureau whose mission is to protect the*  
8 *rights of children*, in complying with the reporting requirement of  
9 ~~subdivisions (c) and (d) paragraphs (3) and (4) of subdivision (a)~~  
10 of Section 13012, measuring the extent of juvenile delinquency,  
11 determining the need for and effectiveness of relevant legislation,  
12 and identifying long-term trends in juvenile delinquency. Any data  
13 collected pursuant to this section may include criminal history  
14 information ~~which~~ *that* may be used by the department to comply  
15 with the requirements of Section 602.5 of the Welfare and  
16 Institutions Code.

17 (b) *Statistical data collected pursuant to this section shall be*  
18 *made available to the public through the OpenJustice Web portal.*  
19 *The department may make available data collected pursuant to*  
20 *this section in the same manner as data collected pursuant to*  
21 *Section 13202.*

22 *SEC. 6. Section 13012 of the Penal Code is amended to read:*

23 13012. (a) ~~The annual report of the department provided for~~  
24 ~~in~~ *information published on the OpenJustice Web portal pursuant*  
25 *to Section 13010 shall contain statistics showing all of the*  
26 *following:*

27 (1) The amount and the types of offenses known to the public  
28 authorities.

29 (2) The personal and social characteristics of criminals and  
30 delinquents.

31 (3) The administrative actions taken by law enforcement,  
32 *prosecutorial*, judicial, penal, and correctional agencies or  
33 institutions, including those in the juvenile justice system, in  
34 dealing with criminals or delinquents.

35 (4) The administrative actions taken by law enforcement,  
36 *prosecutorial*, judicial, penal, and correctional ~~agencies~~, *agencies*  
37 *or institutions*, including those in the juvenile justice system, in  
38 dealing with minors who are the subject of a petition or hearing  
39 in the juvenile court to transfer their case to the jurisdiction of an

1 adult criminal court or whose cases are directly filed or otherwise  
2 initiated in an adult criminal court.

3 (5) (A) The total number of each of the following:

4 (i) Citizen complaints received by law enforcement agencies  
5 under Section 832.5.

6 (ii) Citizen complaints alleging criminal conduct of either a  
7 felony or misdemeanor.

8 (iii) Citizen complaints alleging racial or identity profiling, as  
9 defined in subdivision (e) of Section 13519.4. These statistics shall  
10 be disaggregated by the specific type of racial or identity profiling  
11 alleged, such as based on a consideration of race, color, ethnicity,  
12 national origin, religion, gender identity or expression, sexual  
13 orientation, or mental or physical disability.

14 (B) The statistics reported under this paragraph shall provide,  
15 for each category of complaint identified under subparagraph (A),  
16 the number of complaints within each of the following disposition  
17 categories:

18 (i) “Sustained,” which means that the investigation disclosed  
19 sufficient evidence to prove the truth of allegation in the complaint  
20 by preponderance of evidence.

21 (ii) “Exonerated,” which means that the investigation clearly  
22 established that the actions of the personnel that formed the basis  
23 of the complaint are not a violation of law or agency policy.

24 (iii) “Not sustained,” which means that the investigation failed  
25 to disclose sufficient evidence to clearly prove or disprove the  
26 allegation in the complaint.

27 (iv) “Unfounded,” which means that the investigation clearly  
28 established that the allegation is not true.

29 (C) The reports under subparagraphs (A) and (B) shall be made  
30 available to the public and disaggregated for each individual law  
31 enforcement agency.

32 (b) It shall be the duty of the department to *use the latest*  
33 *advances in data science to* give adequate interpretation of the  
34 statistics and so to present the information that it may be of value  
35 in guiding the policies of the Legislature and of those in charge of  
36 the apprehension, prosecution, and treatment of the criminals and  
37 delinquents, or concerned with the prevention of crime and  
38 delinquency. *This interpretation shall be presented in clear and*  
39 *informative formats on the OpenJustice Web portal. The report*  
40 *Web portal* shall also include statistics ~~which~~ *that* are comparable

1 with national uniform criminal statistics published by federal  
2 bureaus or departments heretofore mentioned.

3 (c) Each year, on an annual basis, the Racial and Identity  
4 Profiling *Advisory* Board (RIPA), established pursuant to paragraph  
5 (1) of subdivision (j) of Section 13519.4, shall analyze the statistics  
6 reported pursuant to subparagraphs (A) and (B) of paragraph (5)  
7 of subdivision (a) of this section. RIPA's analysis of the complaints  
8 shall be incorporated into its annual report as required by paragraph  
9 (3) of subdivision (j) of Section ~~13519.4~~. *13519.4 and shall be*  
10 *published on the OpenJustice Web portal.* The reports shall not  
11 disclose the identity of peace officers.

12 *SEC. 7. Section 13012.6 of the Penal Code is amended to read:*

13 13012.6. ~~The annual report data published by the department~~  
14 *on the OpenJustice Web portal* under Section 13010 shall include  
15 information concerning arrests for violations of Section 530.5.

16 ~~SECTION 4.~~

17 *SEC. 8. Section 13013 of the Penal Code is amended to read:*

18 13013. The department shall maintain a data set, updated  
19 ~~annually~~, *quarterly*, that contains the number of crimes reported,  
20 number of ~~clearances~~ *clearances*, and clearance rates in California  
21 as reported by individual law enforcement agencies. The data set  
22 shall be made available ~~through a prominently displayed hypertext~~  
23 ~~link on the department's Internet Web site or through the~~  
24 ~~department's OpenJustice data Web portal.~~ This section shall not  
25 be construed to require reporting any crimes other than those  
26 required by Section 13012.

27 *SEC. 9. Section 13014 of the Penal Code is amended to read:*

28 13014. (a) The Department of Justice shall perform the  
29 following duties concerning the investigation and prosecution of  
30 homicide cases:

31 (1) Collect information, as specified in subdivision (b), on all  
32 persons who are the victims of, and all persons who are charged  
33 with, homicide.

34 (2) Adopt and distribute ~~as a written form or by electronic means~~  
35 to all state and governmental entities that are responsible for the  
36 investigation and prosecution of homicide cases forms that will  
37 include information to be provided to the department pursuant to  
38 subdivision (b).

39 (3) Compile, collate, index, and maintain ~~a~~ *an electronic* file of  
40 the information required by subdivision (b). The file shall be



1 available to the general public during the normal business hours  
2 of the department, *as well as on the OpenJustice Web portal*, and  
3 the department shall ~~annually publish a report containing~~ *quarterly*  
4 *update* the information required by this section, which shall also  
5 be available to the general public.

6 The department shall perform the duties specified in this  
7 subdivision within its existing budget.

8 (b) Every state or local governmental entity responsible for the  
9 investigation and prosecution of a homicide case shall provide the  
10 department with demographic information about the victim and  
11 the person or persons charged with the crime, including age,  
12 gender, race, and ethnic background.

13 *SEC. 10. Section 13023 of the Penal Code is amended to read:*

14 13023. (a) Subject to the availability of adequate funding, the  
15 Attorney General shall direct local law enforcement agencies to  
16 report to the Department of Justice, in a manner to be prescribed  
17 by the Attorney General, any information that may be required  
18 relative to hate crimes. This information may include any general  
19 orders or formal policies on hate crimes and the hate crime  
20 pamphlet required pursuant to Section 422.92.

21 (b) ~~On or before July 1 of each year, a quarterly basis, the~~  
22 ~~Department of Justice shall submit a report to the Legislature~~  
23 ~~analyzing the results of~~ *update the OpenJustice Web portal with*  
24 *the information obtained from local law enforcement agencies*  
25 *pursuant to this section. The department shall submit its analysis*  
26 *of this information to the Legislature in the manner described in*  
27 *subdivision (g) of Section 13010.*

28 (c) For purposes of this section, “hate crime” has the same  
29 meaning as in Section 422.55.

30 *SEC. 11. Section 13519.4 of the Penal Code is amended to*  
31 *read:*

32 13519.4. (a) The commission shall develop and disseminate  
33 guidelines and training for all peace officers in California as  
34 described in subdivision (a) of Section 13510 and who adhere to  
35 the standards approved by the commission, on the racial and  
36 cultural differences among the residents of this state. The course  
37 or courses of instruction and the guidelines shall stress  
38 understanding and respect for racial, identity, and cultural  
39 differences, and development of effective, noncombative methods

1 of carrying out law enforcement duties in a diverse racial, identity,  
2 and cultural environment.

3 (b) The course of basic training for peace officers shall include  
4 adequate instruction on racial, identity, and cultural diversity in  
5 order to foster mutual respect and cooperation between law  
6 enforcement and members of all racial, identity, and cultural  
7 groups. In developing the training, the commission shall consult  
8 with appropriate groups and individuals having an interest and  
9 expertise in the field of racial, identity, and cultural awareness and  
10 diversity.

11 (c) For the purposes of this section the following shall apply:

12 (1) “Disability,” “gender,” “nationality,” “religion,” and “sexual  
13 orientation” have the same meaning as in Section 422.55.

14 (2) “Culturally diverse” and “cultural diversity” include, but  
15 are not limited to, disability, gender, nationality, religion, and  
16 sexual orientation issues.

17 (3) “Racial” has the same meaning as “race or ethnicity” in  
18 Section 422.55.

19 (4) “Stop” has the same meaning as in paragraph (2) of  
20 subdivision (g) of Section 12525.5 of the Government Code.

21 (d) The Legislature finds and declares as follows:

22 (1) The working men and women in California law enforcement  
23 risk their lives every day. The people of California greatly  
24 appreciate the hard work and dedication of peace officers in  
25 protecting public safety. The good name of these officers should  
26 not be tarnished by the actions of those few who commit  
27 discriminatory practices.

28 (2) Racial or identity profiling is a practice that presents a great  
29 danger to the fundamental principles of our Constitution and a  
30 democratic society. It is abhorrent and cannot be tolerated.

31 (3) Racial or identity profiling alienates people from law  
32 enforcement, hinders community policing efforts, and causes law  
33 enforcement to lose credibility and trust among the people whom  
34 law enforcement is sworn to protect and serve.

35 (4) Pedestrians, users of public transportation, and vehicular  
36 occupants who have been stopped, searched, interrogated, and  
37 subjected to a property seizure by a peace officer for no reason  
38 other than the color of their skin, national origin, religion, gender  
39 identity or expression, housing status, sexual orientation, or mental  
40 or physical disability are the victims of discriminatory practices.

(5) It is the intent of the Legislature in enacting the changes to this section made by the act that added this paragraph that additional training is required to address the pernicious practice of racial or identity profiling and that enactment of this section is in no way dispositive of the issue of how the state should deal with racial or identity profiling.

(e) “Racial or identity profiling,” for purposes of this section, is the consideration of, or reliance on, to any degree, actual or perceived race, color, ethnicity, national origin, age, religion, gender identity or expression, sexual orientation, or mental or physical disability in deciding which persons to subject to a stop or in deciding upon the scope or substance of law enforcement activities following a stop, except that an officer may consider or rely on characteristics listed in a specific suspect description. The activities include, but are not limited to, traffic or pedestrian stops, or actions during a stop, such as asking questions, frisks, consensual and nonconsensual searches of a person or any property, seizing any property, removing vehicle occupants during a traffic stop, issuing a citation, and making an arrest.

(f) A peace officer shall not engage in racial or identity profiling.

(g) Every peace officer in this state shall participate in expanded training as prescribed and certified by the Commission on Peace Officers Standards and Training.

(h) The curriculum shall be evidence-based and shall include and examine evidence-based patterns, practices, and protocols that make up racial or identity profiling, including implicit bias. This training shall prescribe ~~evidence-based~~ *evidence-based* patterns, practices, and protocols that prevent racial or identity profiling. In developing the training, the commission shall consult with the Racial and Identity Profiling Advisory Board established pursuant to subdivision (j). The course of instruction shall include, but not be limited to, significant consideration of each of the following subjects:

(1) Identification of key indices and perspectives that make up racial, identity, and cultural differences among residents in a local community.

(2) Negative impact of intentional and implicit biases, prejudices, and stereotyping on effective law enforcement, including examination of how historical perceptions of discriminatory enforcement practices have harmed

1 police-community relations and contributed to injury, death,  
2 disparities in arrest detention and incarceration rights, and wrongful  
3 convictions.

4 (3) The history and role of the civil and human rights movement  
5 and struggles and their impact on law enforcement.

6 (4) Specific obligations of peace officers in preventing,  
7 reporting, and responding to discriminatory or biased practices by  
8 fellow peace officers.

9 (5) Perspectives of diverse, local constituency groups and  
10 experts on particular racial, identity, and cultural and  
11 police-community relations issues in a local area.

12 (6) The prohibition against racial or identity profiling in  
13 subdivision (f).

14 (i) Once the initial basic training is completed, each peace officer  
15 in California as described in subdivision (a) of Section 13510 who  
16 adheres to the standards approved by the commission shall be  
17 required to complete a refresher course every five years thereafter,  
18 or on a more frequent basis if deemed necessary, in order to keep  
19 current with changing racial, identity, and cultural trends.

20 (j) (1) Beginning July 1, 2016, the Attorney General shall  
21 establish the Racial and Identity Profiling Advisory Board (RIPA)  
22 for the purpose of eliminating racial and identity profiling, and  
23 improving diversity and racial and identity sensitivity in law  
24 enforcement.

25 (2) RIPA shall include the following members:

26 (A) The Attorney General, or his or her designee.

27 (B) The President of the California Public Defenders  
28 Association, or his or her designee.

29 (C) The President of the California Police Chiefs Association,  
30 or his or her designee.

31 (D) The President of California State Sheriffs' Association, or  
32 his or her designee.

33 (E) The President of the Peace Officers Research Association  
34 of California, or his or her designee.

35 (F) The Commissioner of the California Highway Patrol, or his  
36 or her designee.

37 (G) A university professor who specializes in policing, and  
38 racial and identity equity.

39 (H) Two representatives of human or civil rights tax-exempt  
40 organizations who specialize in civil or human rights.

1 (I) Two representatives of community organizations who  
2 specialize in civil or human rights and criminal justice, and work  
3 with victims of racial and identity profiling. At least one  
4 representative shall be between 16 and 24 years of age.

5 (J) Two religious clergy members who specialize in addressing  
6 and reducing racial and identity bias toward individuals and groups.

7 (K) Up to two other members that the Governor may prescribe.

8 (L) Up to two other members that the President Pro Tempore  
9 of the Senate may prescribe.

10 (M) Up to two other members that the Speaker of the Assembly  
11 may prescribe.

12 (3) Each year, on an annual basis, RIPA shall do the following:

13 (A) Analyze the data reported pursuant to Section 12525.5 of  
14 the Government Code and Section 13012 of the Penal Code.

15 (B) Analyze law enforcement training under this section.

16 (C) Work in partnership with state and local law enforcement  
17 agencies to review and analyze racial and identity profiling policies  
18 and practices across geographic areas in California.

19 (D) Conduct, and consult available, evidence-based research  
20 on intentional and implicit biases, and law enforcement stop,  
21 search, and seizure tactics.

22 (E) Issue a report that provides RIPA's analysis under  
23 subparagraphs (A) to (D), inclusive, *and* detailed findings on the  
24 past and current status of racial and identity profiling, and makes  
25 policy recommendations for eliminating racial and identity  
26 profiling. RIPA shall post the report on its Internet Web site. Each  
27 report shall include disaggregated statistical data for each reporting  
28 law enforcement agency. The report shall include, at minimum,  
29 each reporting law enforcement agency's total results for each data  
30 collection—~~criteria~~ *criterion* under subdivision (b) of Section  
31 12525.5 of the Government Code for each calendar year. The  
32 reports shall be retained and made available to the public by posting  
33 those reports on the Department of Justice's ~~Internet Web site.~~  
34 *OpenJustice Web portal*. The first annual report shall be issued no  
35 later than January 1, 2018. The reports are public records within  
36 the meaning of subdivision (d) of Section 6252 of the Government  
37 Code and are open to public inspection pursuant to Sections 6253,  
38 6256, 6257, and 6258 of the Government Code.

39 (F) Hold at least three public meetings annually to discuss racial  
40 and identity profiling, and potential reforms to prevent racial and

1 identity profiling. Each year, one meeting shall be held in northern  
2 California, one in central California, and one in southern California.  
3 RIPA shall provide the public with notice of at least 60 days before  
4 each meeting.

5 (4) Pursuant to subdivision (e) of Section 12525.5 of the  
6 Government Code, RIPA shall advise the Attorney General in  
7 developing regulations for the collection and reporting of stop  
8 data, and ensuring uniform reporting practices across all reporting  
9 agencies.

10 (5) Members of RIPA shall not receive compensation, nor per  
11 diem expenses, for their services as members of RIPA.

12 (6) No action of RIPA shall be valid unless agreed to by a  
13 majority of its members.

14 (7) The initial terms of RIPA members shall be four years.

15 (8) Each year, RIPA shall elect two of its members as  
16 cochairpersons.

17 *SEC. 12. If the Commission on State Mandates determines that*  
18 *this act contains costs mandated by the state, reimbursement to*  
19 *local agencies and school districts for those costs shall be made*  
20 *pursuant to Part 7 (commencing with Section 17500) of Division*  
21 *4 of Title 2 of the Government Code.*